

NOTICE OF INFRACTION

Date of the Notice of Infraction: **MBByymmdd0000012**

REGISTERED OWNER INFORMATION

Ticket # MBByyyymmdd

John Q. Public

123 Anywhere Street

Miami Beach, FL 00000

<BARCODE DATA >

THIS IS A NOTICE OF INFRACTION

On the date and time listed below, your motor vehicle was photographed driving through the listed intersection while the traffic signal was red or flashing red. Under Miami Beach City Ordinance No. 2008-3621, codified in Article XI, Sec. 106-480 through Sec. 106-494 of the Miami Beach City Code, the owner of a motor vehicle is liable for payment of a civil penalty of \$125.00 for a first violation, if the owner's vehicle proceeds into an intersection equipped with a Traffic Control Signal Monitoring system when the traffic control signal for that motor vehicle's direction of travel is emitting a steady red signal, or a flashing red signal and the motor vehicle did not come to a complete stop before proceeding into the intersection. For each additional violation against the owner of the same motor vehicle, the civil penalty shall be \$250 for a second violation and \$500 for a third or subsequent violation. The recorded images relating to this motor vehicle appear on this Notice of Infraction and are evidence of a red zone infraction

THE IMPOSITION OF A CIVIL PENALTY IS NOT A CONVICTION FOR ANY PURPOSE, INCLUDING INSURANCE RATES. PAYMENT OF A CIVIL PENALTY IS NOT REPORTED TO THE DEPARTMENT OF MOTOR VEHICLES.

NOTICE OF INFRACTION INFORMATION

Notice Number:

MBByymmdd0000012

Violation Date:

5/3/05

Violation Time:

11:52 a.m.

Intersection:

Broadway at 30th St

Motor Vehicle Tag:

FL 123ABC

Motor Vehicle Make:

Chevy

Motor Vehicle Speed:

45 mph

Posted Speed:

25 mph

The recorded yellow signal timing in the 1st Photograph:

4.5 seconds

The recorded red signal timing in the 1st Photograph:

0.2 seconds

Failure to pay the civil penalty, contest liability or submit an affidavit of non-responsibility within 20 days of the date of this Notice of Infraction shall constitute a waiver of your right to contest the Notice of Infraction and will be considered an admission of guilt for the full amount of the civil penalty assessed and will result in the loss of your right to a hearing (Sec. 106 through 48 of the Miami Beach City Code). In addition, you may be subject to formal collection procedures including, but not limited to, being reported to a credit reporting agency, and a civil lawsuit and levy against your personal property for unpaid civil penalties and all charges, costs and attorney fees associated therewith.

On the back of this Notice, you will find detailed information regarding payment, appeal rights, and assignment of responsibility,

DESCRIPTION OF IMAGES

The first image depicts the motor vehicle before entering the intersection after the light turned red or was flashing red. The second image depicts the motor vehicle as it continues through the intersection while the traffic control signal was emitting a red signal or as it continued through a flashing red traffic control signal without stopping. The third image depicts the license plate of the motor vehicle entering the intersection after the traffic control signal turned red or while the signal was flashing red without the motor vehicle coming to a complete stop before proceeding into the intersection.

IF YOU HAVE ANY QUESTIONS ABOUT THIS NOTICE, PLEASE CALL CUSTOMER SERVICE AT 888-888-8888

Detach and return this portion with your payment

Ticket Number: MBByymmdd0000012

Payment Due Date: 5/24/05

Fine Amount Due: \$125.00

Total Amount Due After Payment Due Date:

Amount Paid: \$

Vehicle Tag: ANW 123

Date of Notice of Infraction:

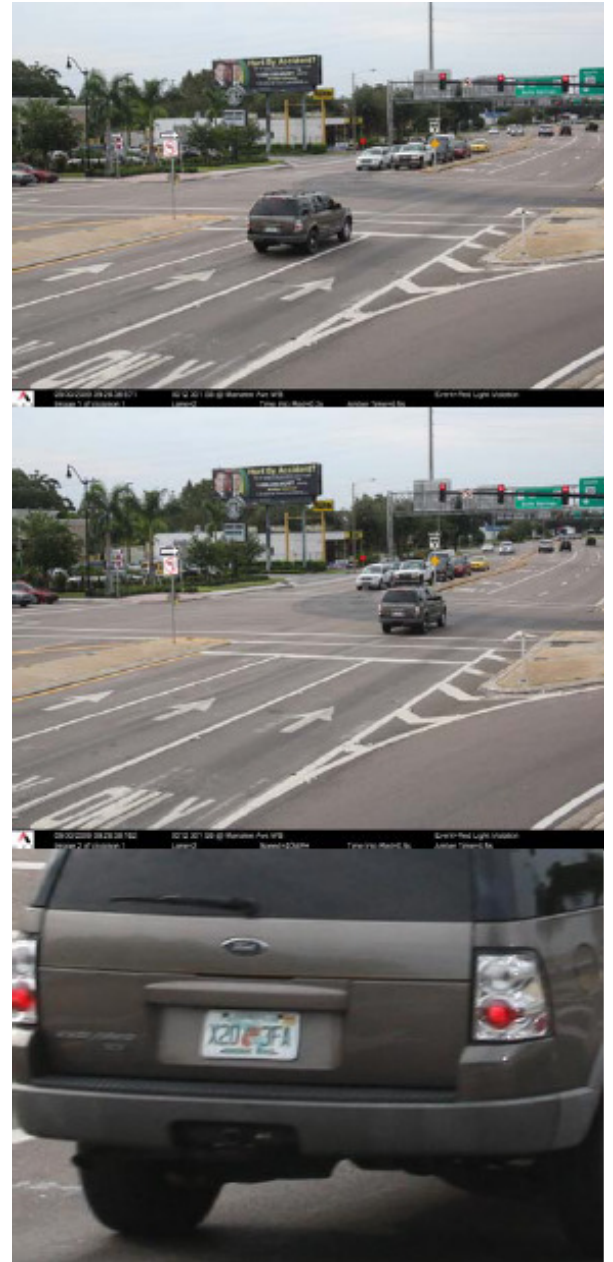
You can view a full color version of the images and video at:

<http://www.public.cite-web.com>

Infraction Number:

Pin Number

<Bar code>



STATEMENT OF CERTIFICATION

I am a duly authorized and trained Traffic Control Infraction Review Officer/Police Officer/Public Safety Specialist of the Miami Beach Police Department pursuant to Florida Statute Section 316.640(5) (a). Based upon inspection of the recorded images, the owner's motor vehicle was involved in a red zone infraction as prohibited under Sec. 106-480 through Sec 106-494 of the Miami Beach City Code.

SWORN TO OR AFFIRMED BY:

_____(Signature)_____ ID# _____(xxxx)_____

Failure to pay the civil penalty, or to request an appeal hearing, or to submit an affidavit of non-responsibility within 20 days of this Notice of Infraction is an admission of guilt and liability for the civil penalty and will result in the loss of your right to a hearing.

If your payment, appeal request, or affidavit of non-responsibility is not received by the Due Date listed on the front of this Notice of Infraction within (20) calendar days of the Date of the Notice of Infraction, a late penalty in the amount of \$25 will be assessed

PAYMENT OF THE CIVIL PENALTY ASSESSED IN THIS NOTICE OF INFRACTION DOES NOT RESULT IN A STATE TRAFFIC LAW CONVICTION AND IS NOT REPORTED TO THE DEPARTMENT OF MOTOR VEHICLES OR YOUR INSURANCE AGENCY.

YOU MUST CHOOSE ONE OF THE THREE FOLLOWING OPTIONS THAT ARE SET FORTH BELOW:

1. I DO NOT CONTEST THE NOTICE OF INFRACTION AND I ELECT TO PAY THE CIVIL PENALTY.

If you wish to pay the penalty and waive your right to a hearing, remit payment by the due date on this Notice of Infraction.

Payment Options:

PAY BY WEB: Go to www.cityofmiamibeachfl.gov to pay via credit card (VISA/MC).

PAY BY TELEPHONE: Call 1-888 888 8888 and follow the automated prompts. Please have your Notice of Infraction number and credit card ready.

PAY BY MAIL: Check or money order should be made payable to the City of Miami Beach. Mail your payment and remittance stub to: P.O. Box 1730 Denver, CO 80201-1730 Write the Notice of Infraction ticket number and license plate number on your check or money order to ensure proper credit. Returned checks are subject to electronic redeposit for the face amount and a returned check fee of \$35.00. **DO NOT SEND CASH.**

WALK-IN PAYMENTS: Pay in person (Monday-Friday) City Hall, 1700 Convention Center Drive, Miami Beach, FL 33139 (8:30am-5:00pm), Miami Beach, Florida. Methods of payment accepted are cash, check, money order or credit card (Visa/MC).

2. I CONTEST THE NOTICE OF INFRACTION AND REQUEST AN APPEAL HEARING.

Mail the tear-off portion of the Notice of Infraction along with a **certified check or money order** for the Special Master hearing fee of \$75.00 made payable to the City of Miami Beach by the due date located on the front of this Notice of Infraction to: City of Miami Beach Dangerous Intersection Safety Program, PO Box 1730 Denver CO, 80201-1730. You will receive notice of the time and place of the hearing. Failure to appear at the Special Master hearing after having requested a hearing is an admission of guilt and liability. If you are unsuccessful in the hearing, you will be assessed a civil penalty in the amount of \$125.00, and the hearing fee of \$75.00. If you are found liable in the hearing, your penalty must be paid as directed by the Special Master.

3. I AM SUBMITTING AN AFFIDAVIT OF NON-RESPONSIBILITY.

In order for the motor vehicle owner to establish that the motor vehicle was, at the time of the red zone infraction, in the care, custody, or control of another person without the consent of the registered owner, the motor vehicle owner is required, within 20 days from the date of the Notice of Infraction, to furnish to the City of Miami Beach, an affidavit which is available at www.cityofmiamibeachfl.gov, setting forth the circumstances demonstrating that the motor vehicle was not in the motor vehicle owner's care, custody or control, or that of a person with the motor vehicle owner's consent. The affidavit must be executed in the presence of a notary and include;

- (1) If known to the motor vehicle owner, the name, address, and the driver's license number of the person who leased, rented or otherwise had care, custody or control of the motor vehicle at the time of the alleged red zone infraction; or
- (2) If the vehicle was stolen, the police report indicating the vehicle was stolen at the time of the alleged red zone infraction.
- (3) The following language immediately above the signature line: "Under penalties of perjury, I declare that I have read the foregoing affidavit and that the facts Stated in it are true."

As the registered owner, you or your company will be liable for the civil penalty. A false representation of the above information may subject you to criminal penalties.

Fill out and return to appeal the Notice of Infraction



NOTICE OF APPEAL OF NOTICE OF INFRACTION

I hereby request an appeal to the City of Miami Beach Special Master pursuant to Section 106-488 of the Miami Beach City Code pursuant to the permissible grounds set forth in Section 106-488 (b) of the Miami Beach City Code. I hereby affirm and represent that the appeal is filed with the City of Miami Beach, PO Box 1730, Denver, CO 80201-1730 within twenty (20) days of the date of the Notice of Infraction, and acknowledge that the City of Miami Beach will provide a Notice of Hearing.

PRINT NAME: _____ **SIGNATURE:** _____ **DATE:** _____